

JC03 Rec'd PCT/PTO 1 1 APR 2005

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**CERTIFICATE OF MAILING**

I hereby certify that this office and every paper referred to therein as being enclosed is being deposited with the U.S. Postal Service as first class mail in an envelope addressed to: Commissioner of Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date below

Date:

April 8, 2005

By:

Jennett Arch

Attorney Docket No. 101769-299

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

APPLICANT : Tobias REISS-SCHMIDT  
SERIAL NO. : 10/528,541 [This is a 371 of PCT/EP02/14376]  
CUSTOMER NO. : 27384  
FILED : March 21, 2005  
FOR : POLLEN OR INSECT SCREEN FOR APPLYING TO OPENINGS  
IN BUILDINGS SUCH AS WINDOWS, DOORS OR SIMILAR  
ART UNIT : To Be Assigned  
EXAMINER : To Be Assigned

Commissioner for Patents  
PO Box 1450  
Alexandria, VA 22313-1450

**INFORMATION DISCLOSURE STATEMENT**

SIR:

Pursuant to 37 CFR §§ 1.56, 1.97 and 1.98, Applicants respectfully request that the Examiner consider the references listed on the attached Form PTO-1449.

**I. Timeliness, Fees and Certifications in lieu of Fees**

☒ A. This information disclosure statement is being filed within three months of the filing date of the application, or within three months of entry into the national stage, or before the mailing of a first Office Action on the merits. Pursuant to 37 CFR § 1.97(b), consideration of this information disclosure statement does not require a fee or a statement under 37 CFR §

1.97(e). However, should the Assistant Commissioner determine that a fee is, in fact, due, the Assistant Commissioner is hereby authorized to charge the fee to Deposit Account No. 14-1263.

☐ B. This information disclosure statement is being filed after the period in A above, but before the mailing of either a final action or a notice of allowance. Pursuant to 37 CFR § 1.97(c), consideration of this information disclosure statement requires a fee or a statement under 37 CFR § 1.97(e):

☐ 1. The Assistant Commissioner is hereby authorized to charge the fee set forth in 37 CFR § 1.17(p) to Deposit Account No. 14-1263.

☐ 2. Applicants hereby state that each item of information contained in this information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the information disclosure statement.

☐ 3. Applicants hereby state that no item of information contained in this information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign patent application, and, to the knowledge of the undersigned after making reasonable inquiry, no item of information contained in this information disclosure statement was known to any individual designated in 37 CFR § 1.56 more than three months prior to the filing of this information disclosure statement.

☐ C. This information disclosure statement is being filed after the period specified in B above, but on or before the payment of the issue fee. Pursuant to 37 CFR § 1.97(d), consideration of this information disclosure statement requires a petition, which Applicants hereby request, and payment of the petition fee, which is set forth in 37 CFR § 1.17(i), and which the Assistant Commissioner is hereby authorized to charge to Deposit Account No. 14-1263. Consideration of this information disclosure statement also requires a statement under 37 CFR § 1.97(e):

☐ 1. Applicants hereby state that each item of information contained in this information disclosure statement was cited in a communication from a foreign patent

office in a counterpart foreign application not more than three months prior to the filing of the information disclosure statement.

☐ 2. Applicants hereby state that no item of information contained in this information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign patent application, and, to the knowledge of the undersigned after making reasonable inquiry, no item of information contained in this information disclosure statement was known to any individual designated in 37 CFR § 1.56 more than three months prior to the filing of this information disclosure statement.

## **II. Copies of Listed References**

☒ A. Copies of all references listed on the attached Form PTO-1449 are being supplied. Copies of U.S. patents are not included pursuant to Pre-OG Notice dated July 11, 2003.

☐ B. Copies of all references listed on the attached Form PTO-1449 have already been supplied during the prosecution of prior application Serial No. \_\_\_\_, filed \_\_\_\_, from which the present application claims priority pursuant to 35 USC § 120. Therefore, pursuant to 37 CFR § 1.98(d), copies of the references listed on the attached Form PTO-1449 are not now being supplied.

☐ C. This application is a PCT national stage application, all references listed on the attached Form PTO-1449 were cited in the international search report, and PCT/DO/EO/903 indicates that both the international search report and the copies of the references listed on the attached Form PTO-1449 are in this national stage file. Therefore, copies of the references listed on the attached Form PTO-1449 are not now being supplied.

## **III. Concise Statement of Relevance**

☐ A. All references listed on the attached Form PTO-1449 are in the English language, and, therefore, a concise statement of relevance is not required.

☒ B. All references listed on the attached Form PTO-1449 are referred to in the specification and/or were cited in the international or German search report, and a copy of the search reports, which indicates the degree of relevance found is attached.

The Examiner will note that English language counterparts or Abstracts of non-English language references are also enclosed, as follows:

DE 44 25 865 A1 - Abstract provided.  
DE 40 27 006 C1 - Abstract provided.  
DE 42 33 872 C2 - Corresponds to US 5,409,189  
DE 44 28 589 A1 - Abstract provided.  
DE 196 47 451 A1 - Abstract provided.  
DE 196 47 450 A1 - Abstract provided.  
DE 33 31 016 C2 - Abstract provided.  
DE 42 22 849 C1 - Corresponds to US 5,491,012. Abstract provided.  
DE 195 31 696 A1 - Corresponds to US 6,402,875. Abstract provided.  
DE 30 45 723 A1 - No English Abstract provided.  
DE 39 04 623 A1 - Abstract provided.  
DE 43 00 422 A1 - Abstract provided.  
DE 44 14 728 A1 - Abstract provided.  
DE 44 31 914 A1 - Corresponds to US 5,626,932

☐ C. All references listed on the attached Form PTO-1449 were cited in the search report issued by the \_\_\_\_\_ Patent Office, and an English-language version of that search report, which indicates the degree of relevance found by that Patent Office, is attached.

☐ D. This application is a PCT national stage application, all references listed on the attached Form PTO-1449 were cited in the international search report, and a copy of that search report, which indicates the degree of relevance found by the International Search Authority, is attached.

☐ E. All listed on the attached Form PTO 1449 were cited during the prosecution of the prior application indicated above under II.B.

#### IV. Additional Information

☐ A. In addition to the references listed on the attached Form PTO-1449, Applicants wish to bring to the attention of the Examiner the following abandoned or co-pending U.S. patent applications:

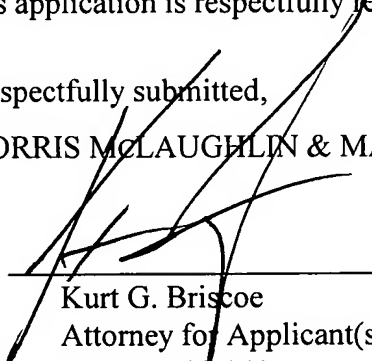
[Pursuant to 37 CFR § 1.98(a)(2)(iii), copies of these applications are not being submitted.]

☐ B. In addition of the references listed on the attached Form PTO-1449, Applicants wish to bring to the attention of the Examiner the information provided on the attached sheet.

Consideration of the foregoing in relation to this application is respectfully requested.

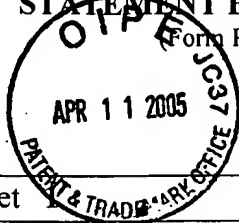
Respectfully submitted,  
NORRIS McLAUGHLIN & MARCUS, P.A.

By

  
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**INFORMATION DISCLOSURE  
STATEMENT BY APPLICANT'S**

(Form PTO-1449)

**Complete Known**

Application Number	10/528,541
Filing Date:	March 21, 2005
First Named Inventor	Tobias REISS-SCHMIDT
Art Unit	To Be Assigned
Examiner Name:	To Be Assigned
Attorney Docket Number:	101769-299 (KGB)

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**U.S. PATENT DOCUMENTS**

Examiner's Initials*	Cite No. <sup>1</sup>	Document Number Number-Kind Code <sup>2</sup>	Publication Date MM-DD-YYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
	AA	US - 1,446,188	02-20-1923	J. M. Lang	
	AB	US - 2002/0023726 A1	02-28-2002	Davis et al	
	AC	US - 2,886,481	05-12-1959	G. D. Swan	
	AD	US - 5,427,269	06-27-1995	Saulters	
	AE	US -4,024,312	05-17-1997	Korpman	
	AF	US -			

**FOREIGN PATENT DOCUMENTS**

Examiner's Initials*	Cite No.	Foreign Patent Document Country Code <sup>3</sup> -Number <sup>4</sup> -Kind Code <sup>5</sup>	Publication Date MM-DD-YYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T <sup>6</sup>
	AG	EP 1 0120 064 A2	08-01-2001	Peppett et al		✓
	AH	DE 44 25 865 A1	01-25-1996	Badewien		✓
	AI	DE 40 27 006 C1	04-02-1992	Badewien		
	AJ	DE 200 08 438 U1	11-02-2000	Alfred Schellenberg GmbH		
	AK	DE 76 13 991 U1	09-09-1976	Helmut Siegel		
	AL	DE 296 15 655 U1	12-12-1996	Stumpf		
	AM	DE 80 23 338 U1	09-02-1980	Badewien		
	AN	DE 17 55 062 U	10-31-1957	Herrn Frank Kruse		
	AO	DE 42 33 872 C2	03-31-1994	Beiersdorf AG		✓
	AP	DE 297 23 803 U1	06-10-1999	Beiersdorf AG		
	AQ	DE 44 28 589 A1	02-15-1996	BYK Gulden Lomberg Chem Fab		✓
	AR	DE 196 47 451 A1	04-30-1998	Beiersdorf AG		✓

**NON PATENT LITERATURE DOCUMENTS**

Examiner's Initials*	Cite No.	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T <sup>6</sup>

EXAMINER SIGNATURE:

DATE CONSIDERED:

**INFORMATION DISCLOSURE  
STATEMENT BY APPLICANT'S**  
(Form PTO-1449)

**Complete if Known**

Application Number	<b>10/528,541</b>
Filing Date:	<b>March 21, 2005</b>
First Named Inventor	<b>Tobias REISS-SCHMIDT</b>
Art Unit	<b>To Be Assigned</b>
Examiner Name:	<b>To Be Assigned</b>
Attorney Docket Number:	<b>101769-299 (KGB)</b>

Sheet 2

of 2

**FOREIGN PATENT DOCUMENTS CONTINUED**

Examiner's Initials*	Cite No.	Foreign Patent Document	Publication Date MM-DD-YYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T <sup>6</sup>
		Country Code <sup>3</sup> - Number <sup>4</sup> - Kind Code <sup>5</sup>				
	AS	DE 196 47 450 A1	05-28-1998	Beiersdorf AG		✓
	AT	WO 84/03536	09-13-1984	Schmidt		
	AU	WO 95/06691	03-09-1995	Minnesota Mining and Manufacturing Company		
	AV	WO 92/11333	07-09-1992	Minnesota Mining and Manufacturing Company		
	AW	DE 33 31 016 C2	10-11-1984	Beiersdorf AG		✓
	AX	DE 42 22 849 C1	06-17-1993	Beiersdorf AG		
	AY	WO 92/11332	07-09-1992	Minnesota Mining and Manufacturing Company		
	AZ	DE 195 31 696 A1	03-06-1997	Beiersdorf AG		
	BA	DE 30 45 723 A1	07-08-1982	Keiderling		
	BB	DE 39 04 623 A1	08-23-1990	Helsa-Werke Helmut Sandler GmbH		
	BC	DE 43 00 422 A1	07-15-1993	Pooth		
	BD	DE 44 14 728 A1	11-02-1995	Obermeier		✓
	BE	DE 44 31 914 A1	03-14-1996	Beiersdorf AG		
	BF					

**NON PATENT LITERATURE DOCUMENTS**

Examiner's Initials*	Cite No.	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T <sup>6</sup>
	BG		

**EXAMINER SIGNATURE:****DATE CONSIDERED:**

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. <sup>1</sup>Applicant's unique citation designation number (optional). <sup>2</sup>see Kinds Codes of USPTO Patent Documents at [www.uspto.gov](http://www.uspto.gov) or MPEP 901.04. <sup>3</sup>Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). <sup>4</sup>for Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup>Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. <sup>6</sup>Applicant is to place a check mark here if English language Translation is attached.

The collection of information is required by 37 CFR 1.197 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing this form, call 1-800-PTO-9199 (1-800-786-9199) and select option 2.